



UNITED STATES PATENT AND TRADEMARK OFFICE

MAY 03 2002

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 COMMISSIONER FOR PATENTS
 UNITED STATES PATENT AND TRADEMARK OFFICE
 WASHINGTON, D.C. 20591
 WWW.USPTO.GOV

APPLICATION NUMBER

09/998,002

FILING RECEIPT DATE

5/13/2001

FIRST NAMED APPLICANT

Warren S. Slutter

ATTORNEY DOCKET NUMBER

SLUTTER, R.

 000545
 HANDAL & MOROFSKY
 80 WASHINGTON STREET
 NORWALK, CT 06854
CONFIRMATION NO. 7371
FORMALITIES LETTER

*OC000000007505539

Date Mailed: 02/21/2002

NOTICE TO FILE MISSING PATENT ISSUE APPLICATION!

Filing Date Granted

An application number and filing date have been accorded to this reissue application. All item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
- Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is missing. A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 870.
- Assignee's statement under 37 CFR 3.73(b) establishing ownership of the patent is missing. 37 CFR 1.172 requires that all assignees consenting to the reissue application establish their ownership interest in the patent by filing in the reissue application a statement in accordance with 37 CFR 3.73(b).

A copy of this notice MUST be returned with the reply.

 Customer Service Center
 Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

05/06/2002 MBERNE 00000095 07778043

 01 FC:101 740.00 OP
 02 FC:105 130.00 OP

 05/07/2002 MBERNE 00000095 07778043
 01 FC:108 740.00 OP
 02 FC:105 130.00 OP
 05/07/2002 MBERNE 00000095 07778043
 01 FC:108 740.00 OP
 02 FC:105 130.00 OP
 05/07/2002 MBERNE 00000095 07778043
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 02 FC:105 130.00 OP



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April 22, 2002

BOX MISSING PARTS
Assistant Commissioner for Patents
Washington, D.C. 20231

Re: Warren S. SLUTTER et al.
U.S. Patent Application No. 09/998,002 Filed: November 30, 2001
Attorney Docket No. SLUTTER-RE Confirmation No. 7237
(Reissue of U.S. Patent No. 5,995,221 Dated: November 30, 1999)
"MODIFIED CONCENTRIC SPECTROGRAPH"

SIR:

We enclose herewith:

- Copy of Notice to File Missing Parts;
- Declaration;
- Consent of Assignee and Statement under 37 CFR 3.73 (b);
- Fee Transmittal Form;
- Check for \$870.00 (See Fee Transmittal);
- Acknowledgment Postcard.

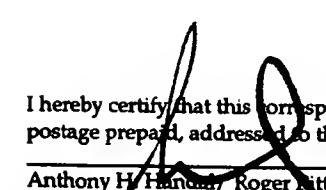
The Commissioner is hereby authorized to charge payment of the fees associated with this communication or credit any overpayment to Deposit Account No. 08-0570.

The applicants hereby petition under 37 CFR 1.136 or other applicable rule to have the response period extended the number of months necessary to render the attached communication timely if a petition is required.

Respectfully submitted,


Anthony H. Handal
Reg. No. 26,275
Roger Pitt
Reg. No. 46,996

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope, postage prepaid, addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231 on April 22, 2002.


Anthony H. Handal, Roger Pitt
Reg. No. 26,275 / Reg. No. 46,996

FEE TRANSMITTAL

FOR FY 2001

Patent fees are subject to annual revision.

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MAY 03 2002
C 48 32PATENT & TRADEMARK OFFICE
U.S. DEPARTMENT OF COMMERCE

Total Amount of Payment

\$870.00

Complete If Known

Application Number	09/998,002
Filing Date	November 30, 2001
First Named Inventor	SLUTTER
Examiner Name	Unknown
Group / Art Unit	2876

Attorney Docket No. SLUTTER-RE

METHOD OF PAYMENT

1. The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number 08-0570 Deposit Account Name: Handal & Morofsky

 Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17

2. Payment Enclosed: Check Money Order Other

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FEE CALCULATION

1. BASIC FILING FEE:

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee(s)	Fee Code	Fee(s)		
101	740	201	370	Utility filing fee	\$740.00
106	320	206	160	Design filing fee	
107	490	207	245	Plant filing fee	
108	710	208	355	Reissue filing fee	
114	150	214	75	Provisional filing fee	
SUBTOTAL (1)					(\$ 740.00)

2. EXTRA CLAIM FEES:

	Extra Claims	Fee from below	Fee Paid
Total Claims	[] -20** = [] x [] = []		
Independent Claims	[] -3** = [] x [] = []		
Multiple Dependent	= [] x [] = []		

** or number previously paid, if greater; For Reissues, see below

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee(s)	Fee Code	Fee(s)		
103	18	203	9	Claims in excess of 20	
102	80	202	40	Independent claims in excess of 3	
104	270	204	135	Multiple dependent claim, if not paid	
109	80	209	40	**Reissue independent claims over original patent	
110	18	210	9	** Reissue claims in excess of 20 and over original patent	
SUBTOTAL (2)					(\$)

Application Number: 09/998,002 Filing Date: November 30, 2001

FEE CALCULATION (continued)

X ADDITIONAL FEES

MAY 03

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee(s)	Fee Code	Fee(s)		
205	130	205	65	Surcharge - late filing fee or oath	\$ 130.00
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	390	216	195	Extension for reply within second month	
117	890	217	445	Extension for reply within third month	
118	1,390	218	695	Extension for reply within fourth month	
128	1,890	228	945	Extension for reply within fifth month	
119	310	219	155	Notice of Appeal	
120	310	220	155	Filing a brief in support of an appeal	
121	270	221	135	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,240	241	620	Petition to revive - unintentional	
142	1,240	242	620	Utility issue fee (or reissue)	
143	440	243	220	Design issue fee	
144	600	244	300	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Petitions related to provisional applications	
126	240	126	240	Submission of Information Disclosure Statement	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	710	246	355	Filing a submission after final rejection (37 CFR 1.129(a))	
149	710	249	355	For each additional invention to be examined (37 CFR 1.129(b))	
Other fee (specify)				\$	
Other fee (specify)					
* Reduced by Basic Filing Fee Paid				SUBTOTAL (3)	(\$ 130.00)
SUBMITTED BY				Complete (if applicable):	
Typed or Printed Name	Anthony H. Handal/ Roger Pitt			Reg. Number	26,275/46,996
Signature			Date	April 22, 2002	Deposit Account User ID

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